



# RULE-MAKING ORDER

**CR-103P (May 2009)**  
(Implements RCW 34.05.360)

**Agency:** Washington State Department of Agriculture

**Permanent Rule Only**

**Effective date of rule:**

**Permanent Rules**

☒ 31 days after filing.

☐ Other (specify) \_\_\_\_\_ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

**Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?**

☐ Yes ☒ No If Yes, explain:

**Purpose:** The department proposed to amend chapter 16-54 of the Washington Administrative Code (WAC) to update import requirements to be consistent with other states. The department proposed to add a feral swine definition, a restricting holding facility definition and amend the virgin bull definition. Feral swine can carry the diseases of Brucellosis and Pseudorabies. The department prohibits entry of feral swine; therefore, it was necessary to define the difference of domestic swine and feral swine. This rule proposal added Contagious Equine Metritis (CEM) to the import restrictions. CEM is a foreign animal disease that was introduced in the U.S. in 2009 and has the potential to be detrimental to our equine industry. This rule proposal also clarified bovine tuberculosis entry requirements and exemptions, and amended the trichomoniasis section in that accredited veterinarians may not perform official trichomoniasis testing of bulls in Washington state until they have successfully completed a training provided by the department and pass a proficiency examination.

**Citation of existing rules affected by this order:**

Repealed:

Amended: 16-54-010, 16-54-068, 16-54-082, 16-54-085, 16-54-086,

Suspended:

**Statutory authority for adoption:** Chapter 16.36 RCW

**Other authority :** Chapter 34.05 RCW

**PERMANENT RULE (Including Expedited Rule Making)**

Adopted under notice filed as WSR 10-13-156 on June 23, 2010.

Describe any changes other than editing from proposed to adopted version:

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: \_\_\_\_\_ phone ( ) \_\_\_\_\_  
Address: \_\_\_\_\_ fax ( ) \_\_\_\_\_  
e-mail \_\_\_\_\_

**Date adopted:** September 30, 2010

**NAME (TYPE OR PRINT)**

Dan Newhouse

**SIGNATURE**

**TITLE**

Director

**CODE REVISER USE ONLY**

OFFICE OF THE CODE REVISER  
STATE OF WASHINGTON  
FILED

**DATE: September 30, 2010**

**TIME: 11:28 AM**

**WSR 10-20-092**

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.  
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.  
A section may be counted in more than one category.**

**The number of sections adopted in order to comply with:**

<b>Federal statute:</b>	New	_____	Amended	_____	Repealed	_____
<b>Federal rules or standards:</b>	New	_____	Amended	_____	Repealed	_____
<b>Recently enacted state statutes:</b>	New	_____	Amended	_____	Repealed	_____

**The number of sections adopted at the request of a nongovernmental entity:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted in the agency's own initiative:**

New		Amended	5	Repealed	
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**The number of sections adopted in order to clarify, streamline, or reform agency procedures:**

New	_____	Amended	_____	Repealed	_____
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**The number of sections adopted using:**

<b>Negotiated rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Pilot rule making:</b>	New	_____	Amended	_____	Repealed	_____
<b>Other alternative rule making:</b>	New		Amended	5	Repealed	